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IMPLEMENTATION OF THE PROVISIONS OF THE CHARTER OF THE UNITED NATIONS RELATED TO ASSISTANCE TO THIRD STATES AFFECTED BY THE APPLICATION OF SANCTIONS UNDER CHAPTER VII OF THE CHARTER

. . . .

Working paper submitted by India

The General Assembly,

Recognizing that in today's conditions of economic interdependence, the implementation of economic sanctions under Chapter VII of the Charter of the United Nations may place an extremely heavy burden on the economies of third States,

Recognizing also that all provisions of Chapter VII are of equal importance for the effective carrying out of preventive or enforcement measures envisaged therein; these provisions should be interpreted and implemented in their entirety;

Recalling Article 50 of the Charter, which entitles States which find themselves confronted with special economic problems as a result of the carrying out of preventive or enforcement measures taken by the Security Council against any other State, to consult the Security Council with regard to a solution of those problems,

Welcoming the recommendation of the Secretary-General in his report entitled "An Agenda for Peace" (A/47/277-S/24111) that the Security Council devise a set of measures involving the financial institutions and other components of the United Nations system that can be put in place to insulate States from such difficulties; such measures would be a matter of equity and a means of encouraging States to cooperate with decisions of the Council,

Recalling its resolution 47/120 of 18 December 1992 entitled "An Agenda for Peace: preventive diplomacy and related matters", in which it decided to continue early in 1993 its examination of other recommendations contained in the Secretary-General's report entitled "An Agenda for Peace", including implementation of the provisions of Article 50 of the Charter of the United Nations,

Recalling further the statement by the President of the Security Council (S/25036) in which the Security Council expressed its determination to consider this matter further,

Calls upon the Security Council to take the following measures, inter alia, as a part of the Security Council resolutions imposing economic sanctions, to assist third States affected by the imposition of sanctions under Chapter VII:

(a) Establishment of a Trust Fund, with contributions to the Fund consisting of:

(i) Assessed contributions in accordance with a scale to be determined by the General Assembly;

(ii) Voluntary contributions from Member States and international organizations;

(b) The level of the Trust Fund shall be determined by the Security Council on a case-by-case basis, in accordance with the submissions made by the affected Member States;

(c) The Fund should be managed and operated by the Security Council, where appropriate in consultation with the Secretary-General, or by any other body deemed appropriate by the Security Council for this purpose, and the affected Member States should be able to approach this body without any exception for redressal of their problems;

(d) Other measures in consultation with Member States and international financial institutions, such as additional bilateral credit lines, assistance in promotion of exports of the affected countries, assistance for technical cooperation projects in these countries, assistance for promotion of investment in the affected countries, etc.